

**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**MEMORANDUM**

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**To:** Chairman Phil Mendelson  
**From:** Councilmembers Charles Allen, Brianne K. Nadeau, and Janeese Lewis George  
**Date:** July 19, 2021  
**Subject:** Notice of Intent to Move Amendments at the July 20, 2021 Legislative Meeting

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We intend to move the following amendment at the July 20, 2021 Legislative Meeting:

- Amendment #1 to B24-0285, the Fiscal Year 2022 Budget Support Act of 2021

This amendment will create more progressive tax rates for high-income earners in the District. The amendment will increase revenue by approximately \$101,000,000 in Fiscal Year 2022, \$161,000,000 in Fiscal Year 2023, \$169,000,000 in Fiscal Year 2024, and \$175,000,000 in Fiscal Year 2025. The revenue generated by this amendment will allow the District to provide pay parity for infant and toddler educators in child development facilities, provide more than 2,000 low-income District residents and residents experiencing homelessness with stable housing, and increase the District's earned income tax credit provided to very-low income families.

This amendment provides guidance to OSSE to implement the intent of the pay parity provisions of the Birth-to-Three for All DC Act of 2018, effective October 30, 2018 (D.C. Law 22-179; D.C. Official Code § 4-401 *et seq.*). Specifically, it will clarify the amounts that all infant and toddler educators with specified credentials will earn, that OSSE will issue grants to child development facilities in an amount sufficient to provide salaries at the specified amounts, and that all child development facilities, including those who do not have students receiving a subsidy, are eligible for grants. The subtitle created by the amendment will amend D.C. Law 22-179, a law that is currently subject to appropriations.

This amendment will expand the District's earned income tax credit, and provide that, starting with credits allowed in tax year 2022, the increase in the credit will be paid out as a monthly basic income, and in subsequent years the full amount will be paid as a monthly basic income.

The draft amendment is attached. If you have any questions regarding these measures, please contact Chris Laskowski, Legislative Director, on 202-531-9912 or [claskowski@dccouncil.us](mailto:claskowski@dccouncil.us).

cc: Members, Council of the District of Columbia  
Office of the Secretary  
Office of the General Counsel  
Office of the Budget Director  
Mayor's Office of Policy and Legislative Affairs



Councilmember Brianne K. Nadeau



Councilmember Charles Allen



Councilmember Janeese Lewis George

**AN AMENDMENT**

**# 1**

**IN THE COUNCIL OF THE DISTRICT OF COLUMBIA**

**DATE:** July 20, 2021

**OFFERED BY:** Councilmembers Charles Allen, Janeese Lewis George, Brianne K. Nadeau

**TO:** B24-0275, the Fiscal Year 2022 Local Budget Act of 2021

**Version:** ☐ Introduced  
☐ Committee Report  
☐ Committee Print  
☒ First Reading  
☐ Engrossed  
☐ Enrolled  
☐ Amendment in Nature of Substitute

(1)(A) Increase the Non-Departmental Account (DO0), for Program 1000, Activity 1100, CSG 50, as follows:

(i) In Fiscal Year 2022, by \$53,920,878;

(ii) in Fiscal Year 2023, by \$72,889,092;

(iii) in Fiscal Year 2024, by \$73,883, 680; and

(iv) in Fiscal Year 2025, by \$74,878,268.

(B) The funds described in this paragraph shall be used for the purpose of:

(i) First, funding the fiscal impact of Title IV, subtitle V of the Fiscal Year 2022 Budget Support Act of 2021, as approved by the Committee of the Whole on July 20, 2021 (Committee print of Bill 24-285) (“BSA”);

(ii) Then, if funds remain, funding the fiscal impact of Title VII, subtitle G-2 of the BSA.

(2) Increase the Department of Human Services in local funds as follows:

(A) Increase CSG 50, in Program 5000, in Activity 5034, Service Code SH61, by \$4,242,624 one-time in Fiscal Year 2022 for about 185 new units of Permanent Supportive Housing for Individuals experiencing homelessness and administrative costs.

(B) Increase CSG 50, in Program 5000, in Activity 5034, Service Code SH61, by \$23,242,624 recurring in Fiscal Year 2023 for about 1012 new units of Permanent Supportive Housing for Individuals experiencing homelessness and administrative costs.

(C) Increase CSG 50, in Program 5000, in Activity 5034, Service Code SH61, by \$4,141,104 one-time in Fiscal Year 2022 to provide wraparound services for about for about 1012 new units of Permanent Supportive Housing for Individuals experiencing homelessness.

(D) Increase CSG 50, in Program 5000, in Activity 5034, Service Code SH61, by \$1,530,144 recurring in Fiscal Year 2023 to provide wraparound services for about 1012 new units of Permanent Supportive Housing for Individuals experiencing homelessness.

(E) Increase CSG 50, in Program 5000, in Activity 5035, Service Code SH60, by \$10,428,015.90 recurring in Fiscal Year 2022 for about 255 new units of Permanent Supportive Housing for Families experiencing homelessness, associated wrap around services, and administrative cost.

(F) Increase CSG 50, in Program 5000, in Activity 5037, Service Code HC15, by \$8,185,289 recurring in Fiscal Year 2022 for about 307 new units of Targeted Affordable Housing for Families experiencing homelessness and administrative costs.

(G) Increase CSG 11, in Program 5000, in Activity 5034, Service Code SH61, by \$1,793,885.00 recurring in Fiscal Year 2022 for the salary cost of 20 FTEs as follows:

(i) \$899,970 for 10 Program Monitors (CS-12);

(ii) \$269,991 for 3 Contract Liaison Specialist (CS-12);

(iii) \$218,868 for 3 Program Support Specialist (CS-11);

(iv) \$225,062.00 for 2 Supervisory Social Worker (MS-13); and

(v) \$179,994.00 for 2 Program Analyst (CS-12);

(H) Increase CSG 14, in Program 5000, in Activity 5034, Service Code SH61, by \$464,613.96 recurring in Fiscal Year 2022 for the fringe cost of 20 FTEs as follows:

(i) \$233,092.20 for 10 Program Monitors (CS-12);

(ii) \$69,927.66 for 3 Contract Liaison Specialist (CS-12);

(iii) \$56,685.00 for 3 Program Support Specialist (CS-11);

(iv) \$58,290.66 for 2 Supervisory Social Worker (MS-13); and

(v) \$46,618.44 for 2 Program Analyst (CS-12);

(I) Increase CSG 50, in Program 5000, in Activity 5037, Service Code HC12, by \$5,220,600 recurring in Fiscal Year 2022 as follows:

(i) \$4,208,400 for about 501 households to receive a subsidy of \$8,4000 through DC Flex;

(ii) \$157,200 for about 131 households participating in DC Flex to receive an increase in their DC Flex subsidy of \$1,200; and

(iii) \$855,000 for administrative costs.

(3) Increase the Department of Human Services, CSG 50, in Program 5000, in Activity 5034, Service Code SH61 by \$19,000,000 one-time in ARPA – Local Revenue Replacement funds in Fiscal Year 2022 for about 827 units of Permanent Supportive Housing for Individuals experiencing homelessness and administrative costs.

(4) Decrease the Department of Human Services, CSG 50, in Program 5000, in Activity 5038, Service Code SH75 by \$860,000 one-time in ARPA – Local Revenue Replacement funds in Fiscal Year 2024.

(5) Increase the Department of Human Services, CSG 50, in Program 5000, in Activity 5038, Service Code SH75 by \$500,000 one-time in local funds in Fiscal Year 2024.

(6) Decrease the Office of the State Superintendent of Education (GD0), CSG 50, in Program E800, in Activity E802, by \$18,500,000 in ARPA – Local Revenue Replacement funds as follows:

(A) \$4,689,125 in one-time funds in Fiscal Year 2022;

(B) \$9,121,751 in one-time funds in Fiscal Year 2023; and

(C) \$4,689,124 in one-time funds in Fiscal Year 2024.

(7) Increase the District of Columbia Housing Authority Subsidy (HY0), for Program 6000, Activity 6010 by \$12,602,557 in Fiscal Year 2022 recurring local funds as follows:

(A) CSG 11 by \$550,000 for the salary cost of 10 FTEs as follows:

(i) \$165,000 for 3 Eligibility Recertification Specialists (DS09);

(ii) \$165,000 for 3 Housing Program Specialists I (DS09);

(iii) \$165,000 for 3 Inspectors (DS09); and

(iv) \$55,000 for 1 Orientation Coordinator (DS09).

(B) CSG 14 by \$132,000 for the fringe cost of 10 FTEs as follows:

(i) \$39,600 for 3 Eligibility Recertification Specialists (DS09);

(ii) \$39,600 for 3 Housing Program Specialists I (DS09);

(iii) \$39,600 for 3 Inspectors (DS09); and

(iv) \$13,200 for 1 Orientation Coordinator (DS09).

(C) CSG 50 by \$11,920,000 as follows:

(i) \$7,797,430 for 310 units of LRSP Tenant Based Vouchers for eligible families;

(ii) \$433,340 for 20 units of LRSP Tenant Based Vouchers for eligible LGBTQI+ residents;

(iii) \$866,680 for 40 units of LRSP Tenant Based Vouchers for eligible returning citizens;

(iv) \$541,675 for 25 units of LRSP Tenant Based Vouchers for eligible seniors;

(v) \$433,340 for 20 units of LRSP Tenant Based Vouchers for eligible survivors of domestic violence (singles);

(vi) \$1,006,120 for 40 units of LRSP Tenant Based Vouchers for eligible survivors of domestic violence (families); and

(vii) \$841,972 for the Housing Authority's administrative costs.

(8) Increase Chief Financial Officer (AT0) by \$360,00 one-time in ARPA – Local Revenue Replacement funds in Fiscal Year 2022 for administrative costs associated with expanding the District's earned income tax credit and providing outreach to eligible taxpayers.

(9) Increase Chief Financial Officer (AT0) by the following amounts for administrative costs associated with expanding the District's earned income tax credit and providing outreach to eligible taxpayers:

(A) In Fiscal Year 2023, by \$1,149,425 one-time local funds;

(B) In Fiscal Year 2024, by \$1,758,865 one-time local funds; and

(C) In Fiscal Year 2025, by \$1,768,470 one-time local funds.

(9) Recognize a loss of local revenue as a result of the increased earned income tax credit, pursuant to Title VII, subtitle G-2 of the BSA as follows:

(A) In Fiscal Year 2023, \$24,203,294;

(B) In Fiscal Year 2024, \$29,761,907; and

(C) In Fiscal Year 2025, \$35,136,439.

#### Rationale

This amendment updates the Fiscal Year 2022 Local Budget Act of 2021 to allocate additional revenue realized from amendments to B24-0285, the Fiscal Year 2022 Budget Support Act of 2021.





**OFFICE OF THE GENERAL COUNSEL**

Council of the District of Columbia  
1350 Pennsylvania Avenue NW, Suite 4  
Washington, DC 20004  
(202) 724-8026

**MEMORANDUM**

**TO: Councilmember Charles Allen**

**FROM: Nicole L. Streeter, General Counsel *NLS***

**DATE: July 19, 2021**

**RE: Legal sufficiency determination for Amendment to  
the Fiscal Year 2022 Budget Support Act of 2021**

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The amendment is legally and technically sufficient for Council consideration.

This amendment would amend Chapter 18 of Title 47 of the District of Columbia Official Code to amend the income tax rates for taxable years beginning after December 31, 2021. The amendment would also:

- Expand the District's earned income tax credit;
- Provide that the earned income tax credit will be paid to individuals in monthly payments;
- Authorize the Mayor to issue grants to nonprofit organizations to provide outreach and education about the changes contained in the amendment; and
- Require the Mayor to issue a grant to a research institution for the purpose of collecting data and issuing a report describing the impact on eligible households of the monthly payments.

This amendment would also amend the Day Care Policy Act of 1979 to require OSSE to make available grants to all child development facilities that are licensed pursuant to the Child Development Facilities Regulation Act of 1998 in an amount sufficient, as determined by OSSE, for the child development facility to provide certain salaries to all infant and toddler educators employed by the child development facility.

I am available if you have any questions.

# COUNCIL OF THE DISTRICT OF COLUMBIA

## Office of the Budget Director Fiscal Impact Statement

Jennifer Budoff – Budget Director

Jennifer  
Budoff,  
Budget  
Director

Digitally signed by  
Jennifer Budoff, Budget  
Director  
DN: cn=Jennifer Budoff,  
Budget Director,  
o=Council of the District  
of Columbia, ou=Office  
of the Budget Director,  
email=jbudoff@dccouncil.us, c=US  
Date: 2021.07.20 13:30:18  
+0400

**LEGISLATIVE  
MEETING:**  
July 20, 2021

**SHORT TITLE:**  
B24,275, the Fiscal Year  
2022 Local Budget Act of  
2021

**TYPE:**  
Amendment

**REQUESTING  
MEMBER:**  
Councilmember Charles  
Allen

**FISCAL IMPACT:**  
Funds are sufficient



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[www.dccouncilbudget.com](http://www.dccouncilbudget.com)

### Conclusion

Funds are sufficient in the fiscal year 2022 budget and four-year financial plan to implement this amendment.

For this amendment to be implemented, a corresponding amendment to the "Fiscal Year 2022 Budget Support Act of 2021" will be needed.

### Background

This amendment increases funding at the Department of Human Services, the District of Columbia Housing Authority, the Non-Departmental Agency, and the Office of the Chief Financial Officer while decreasing funding at the Office of the State Superintendent of Education.

Specifically, this amendment provides increased funding at the Non-Departmental agency that will be used to fund the costs associated with the Birth to Three Pay Parity Clarification Amendment Act.

Additionally, this amendment provides increased funding at the Department of Human Services (DHS) to provide additional units of Permanent Supportive Housing (PSH) for individuals, PSH for families, and Targeted Affordable Housing for families and the associated service and implementation cost with the increased number of vouchers funded by this amendment. Additionally, this amendment would increase funding at DHS for the DC Flex program.

This amendment will also increase funding at the District of Columbia Housing Authority to provide additional vouchers through the District's Local Rent Supplement Program. Specifically, this amendment would increase funding for housing vouchers for families, LGBTQ+ residents, returning citizens, seniors, survivors of domestic violence who are singles, and survivors of domestic violence who are families.

This amendment also increases funding at the OCFO and recognizes the cost of the new tax expenditure associated with implementation of Earned Income Tax Credit Basic Income Amendment Act.

Finally, this amendment would reallocate federal funding from the American Rescue Plan Act (ARPA) that is currently budgeted at the Office of the State Superintendent for Education for a pilot program focused on compensation bonus payments for infant and toddler childcare workers.

	FY22	FY23	FY24	FY25
<b>Revenue Raised from the Income Tax Fairness Amendment Act</b>	101,089,000	161,761,000	169,836,000	175,408,000
<b>Other Revenue Sources</b>				
<b>(Pay Parity Pilot Program, ARPA shifts between fiscal years)</b>	19,336,000		(860,000)	
<b>Spending</b>	(120,359,009)	(161,760,441)	(168,975,441)	(175,407,442)
<b>Non-Departmental (Birth to Three Pay Parity Clarification)</b>	(53,920,878)	(72,889,092)	(73,883,680)	(74,878,268)
<b>Department of Human Services</b>				
Permanent Supportive Housing (Individuals)	(27,383,728)	(24,772,768)	(24,772,768)	(24,772,768)
Permanent Supportive Housing (Families)	(10,428,015)	(10,428,015)	(10,428,015)	(10,428,015)
Targeted Affordable Housing (Families)	(8,185,289)	(8,185,289)	(8,185,289)	(8,185,289)
FTE Implementation Costs (Salary)	(1,793,885)	(1,825,278)	(1,857,220)	(1,889,722)
FTE Implementation Costs (Fringe Benefits)	(464,614)	(472,745)	(481,018)	(489,436)
DC Flex (501 households)	(5,220,600)	(5,220,600)	(5,220,600)	(5,220,600)
<b>District of Columbia Housing Authority</b>				
DC Housing Authority (FTES)	(682,000)	(693,935)	(706,079)	(718,435)
DC Housing Authority (Voucher Costs)	(11,920,000)	(11,920,000)	(11,920,000)	(11,920,000)
<b>Earned Income Tax Credit as Basic Income Amendment Act</b>				
Administrative Costs (OCFO)	(360,000)	(1,149,425)	(1,758,865)	(1,768,470)
Benefit Costs		(24,203,294)	(29,761,907)	(35,136,439)



Council of the District of Columbia  
Committee of the Whole

Bill 24-285, Fiscal Year 2022 Budget Support Act of 2021  
Allen Amendment as amended by Henderson Amendment

Councilmember	Yes	No	Present	Absent
COUNCILMEMBER ALLEN	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER BONDS	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER CHEH	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER GRAY	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER HENDERSON	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER LEWIS GEORGE	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER McDUFFIE	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
CHAIRMAN MENDELSON	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER NADEAU	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER PINTO	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER SILVERMAN	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER ROBERT WHITE	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
COUNCILMEMBER TRAYON WHITE	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
	<b>8</b>	<b>5</b>	<b>0</b>	<b>0</b>
	Yes	No	Present	Absent

<u>Majority Present/Voting</u> Pass	<u>Two-Thirds Present/Voting</u> Fail	<u>Majority Council</u> Pass	<u>Two-Thirds Council</u> Fail
<ul style="list-style-type: none"> <li>▪ Postpone Date Certain</li> <li>▪ Table/ Take from Table</li> <li>▪ Recommit</li> </ul>	<ul style="list-style-type: none"> <li>▪ Postpone Indefinitely</li> <li>▪ Close Debate</li> <li>▪ Discharge from Committee</li> <li>▪ Veto Override</li> <li>▪ Previous Question</li> <li>▪ 403(b)/231(c) Waiver</li> </ul>	<ul style="list-style-type: none"> <li>▪ Rules Change</li> </ul>	<ul style="list-style-type: none"> <li>▪ Emergency Declaration</li> </ul>